

(9)  
FILED  
HARRISBURG, PA 3/1

AO 240 (Rev. 6/86) Application to Proceed

## United States District Court

DISTRICT OF

MARY E. D'ANDREA, CLERK  
PA

MAR 27 2001

Germain Didier NDONGO

APPLICATION TO PROCEED IN  
FORMA PAUPERIS, SUPPORTING  
DOCUMENTATION AND ORDER

v.

LSCI - Allenwood et al.,

CASE NUMBER: 1:01-cv-0239

I, Germain D. NDONGO, declare that I am the (check appropriate box)

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> petitioner/plaintiff | <input type="checkbox"/> movant (filing 28 U.S.C. 2255 motion) |
| <input type="checkbox"/> respondent/defendant            | <input type="checkbox"/> _____ other                           |

In the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, cost or give security therefor, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefor; that I believe I am entitled to relief. The nature of my action, defense, or other proceeding of the issues I intend to present on appeal are briefly stated as follows:

In further support of this application, I answer the following questions.

1. Are you presently employed? Yes  No   
 a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer. (list both gross and net salary)

b. If the answer is "no," state the date of last employment and the amount of the salary and wages per month which you received.

2. Have you received within the past twelve months any money from any of the following sources?

- |  |   |
|--|---|
| a. Business, profession or other form of self-employment | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| b. Rent payments, interest or dividends?                 | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| c. Pensions, annuities or life insurance payments?       | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| d. Gifts or inheritances?                                | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| e. Any other sources?                                    | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

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If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

3. Do you own any cash, or do you have money in checking or savings accounts?

Yes  No  (Include any funds in prison accounts.)

If the answer is "yes," state the total value of the items owned.

4. Do you own or have any interest in any real estate, stocks, bonds, notes, automobiles or other valuable property (excluding ordinary household furnishings and clothing)?

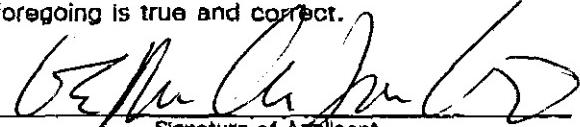
Yes  No

If the answer is "yes," describe the property and state its approximate value.

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03 20 01  
(Date)

  
Signature of Applicant

**CERTIFICATE  
(Prisoner Accounts Only)**

I certify that the applicant named herein has the sum of \$ \_\_\_\_\_ on account to his credit at the \_\_\_\_\_ institution where he is confined. I further certify that the applicant likewise has the following securities to his credit according to the records of said institution:

I further certify that during the last six months the applicant's average balance was \$ \_\_\_\_\_

Authorized Officer of Institution

**ORDER OF COURT**

The application is hereby denied

The application is hereby granted. Let the applicant proceed without prepayment of cost or fees or the necessity of giving security therefor.

United States Judge

Date

United States Judge  
or Magistrate Judge

Date

William M. Reid  
3-20-01

WILLIAM M. REID  
DATE

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

GERMAIN DIDIER NDONGO,

: CIVIL ACTION NO. 1:01-0239

Plaintiff

: (RAMBO, J.)

v.

: (MANNION, M.J.)

LSCI-ALLENWOOD, et al.,

:

Defendants

:

FILED  
WILKES BARRE

MAR 12 2001

MARY E D'ANUNZIO, CLERK  
Per ~~DEPUTY CLERK~~

O R D E R

On February 6, 2001, the plaintiff filed the instant action, in which he seeks to recover damages for an injury allegedly suffered while he was confined at the Low Security Correctional Institution at Allenwood, ("LSCI-Allenwood"), White Deer, Pennsylvania. (Doc. No. 1).

Along with his complaint, the plaintiff filed an application to proceed in forma pauperis and an authorization form used for prisoners filing a civil rights action. (Doc. Nos. 2 & 3). Upon review of the complaint, however, it would appear that the plaintiff has been released from LSCI-Allenwood and is no longer incarcerated.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

(1) the clerk's office is directed to serve the plaintiff with the appropriate application to proceed in forma pauperis;

(2) the plaintiff is directed to either complete and return the application to proceed in forma pauperis or submit the proper filing fee within fifteen (15) days of the date of this order; and

(3) if the plaintiff fails to either complete and return

the application to proceed in forma pauperis or submit the proper filing fee, it will be recommended that the plaintiff's complaint be dismissed.



MADACHY E. MANNION  
United States Magistrate Judge

Date: March 12, 2001